

Labor Compliance Program Annual Report

Report for the reporting period	12/01/09	to	6/30/10
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1. Name of Labor Compliance Program (LCP):

Kurey & Associates

2. LCP I.D. Number (assigned by DIR):

2006.00535

3. Date of Initial Approval:

12/28/2006

4. Contact Person:

Kate Kurey-Owner
(209) 946-9601 Fax: (209) 946-9621
10940 Trinity Parkway, Suite C #297
Stockton, CA 95219

5. List all Awarding Bodies covered by this report as well as any other Awarding Bodies with whom the LCP currently has a contract to provide compliance enforcement.

Byron Union School District, City of Stockton, Keyes Union School District, Lodi Unified School District, Los Banos Unified School District, Manteca Unified School District, Oakdale Joint Unified School District

Submitted By:

Signature

Kate Kurey, Owner

August 31, 2010

Date _____

Enforcement Activities- Labor Code § 1771.5
Awarding Body: Bryon Union School District

Project Name	Bid Advertisement Date(s)	Prime Contractor	Contract Amount
Excelsior Elementary School	5/19/09	Ross F Carroll, Construction	\$1,015,333
Total	1		\$1,015,333

Project Name	Affected Contractor	Amount Assessed	Amount Recovered	Approval of Forfeiture Requested from Labor Commissioner?	Description of Violation
Total		\$0	\$0		

C. For any amount identified in item B for which approval of forfeiture not requested from the Labor Commissioner, Please explain below.

Project Name	Amount Assessed	Amount Recovered	Explanation
Total	\$0.00	\$0.00	

[illegible]

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NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
Total	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA

E. Identify cases that are or were the subject of LC § 1742 proceedings.

Project Name	Contractor	Nature of Violation	ODL Case #	Current Status
NA	NA	NA	NA	NA

F. Did you refer any contractor to the Labor Commissioner for debarment per LC § 1777.1?

☐ Yes ☒ No

G. Did you refer any apprenticeship violation to the Division of Apprenticeship Standards (DAS)?

☐ Yes ☒ No

If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral: _____

Project on hold.

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Enforcement Activities- Labor Code § 1771.5

Awarding Body: City of Stockton

A. List project handled by LCP within the past 12 months

Project Name	Bid Advertisement Date(s)	Prime Contractor	Contract Amount
Stockton Intake Project	June 3, 2009 June 10, 2009	Preston Pipelines	\$16,200,000
Total	1		\$16,200,000

B. Summary of all wages and penalties assessed and/or recovered.

Project Name	Affected Contractor	Amount Assessed	Amount Recovered	Approval of Forfeiture Requested from Labor Commissioner?	Description of Violation
NA					
Total					

* If the column states pending, this means that the file is still under investigation and has the possibility of the request of forfeiture from the Labor Commissioner.

C. For any amount identified in item B for which approval of forfeiture not requested from the Labor Commissioner, please explain below.

Project Name	Amount Assessed	Amount Recovered	Explanation
Total			

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D. For any amount identified in Item B for which approval of forfeiture was requested from the Labor Commissioner, please provide the following:

[illegible]

H. Identify cases that are or were the subject of LC § 1742 proceedings.

Project Name	Contractor	Nature of Violation	ODL Case #	Current Status
NA	NA	NA	NA	NA

1. Did you refer any contractor to the Labor Commissioner for debarment per LC § 1777.1?

☐ Yes ☒ No

J. Did you refer any apprenticeship violation to the Division of Apprenticeship Standards (DAS)?

☐ Yes ☒ No

If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral:

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Enforcement Activities- Labor Code § 1771.5 Awarding Body: Keyes Union School District

A. List project handled by LCP within the past 12 months

Project Name	Bid Advertisement Date (s)	Prime Contractor	Contract Amount
Keyes New Classroom Addition	Contract Date: July 20, 2009	McDonald Glenn Construction, Inc.	\$1,700,000
Total	1		\$1,700,000

B. Summary of all wages and penalties assessed and/or recovered.

Project Name	Affected Contractor	Amount Assessed	Amount Recovered	Approval of Forfeiture Requested from Labor Commissioner?	Description of Violation
New Class Addition	Cutting Edge Contractors	\$132.86	\$132.86	No	Underpayment of Prevailing Wage Rate
New Class Addition	Modesto Executive Electric	\$1,126.55	\$1,126.55	No	Underpayment of Prevailing Wage Rate/ Non Payment of Perdiem
Total		\$1,259.41	\$1,259.41		

C. For any amount identified in item B for which approval of forfeiture not requested from the Labor Commissioner, Please explain below.

Project Name	Amount Assessed	Amount Recovered	Explanation
New Class Addition	\$132.86	\$132.86	Contractor voluntarily paid underpayment within time period specified
New Class Addition	\$1,126.55	\$1,126.55	Contractor voluntarily paid underpayment within time period specified
Total	\$1,259.41	\$1,259.41	

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D. For any amount identified in Item B for which approval of forfeiture was requested from the Labor Commissioner, please provide the following:

Project Name	Amount Assessed					Amount Recovered				
	LC§1776(g)	LC§1775	LC§1813	Wages	Total	LC§1776(g)	LC§1775	LC§1813	Wages	Total
NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA

K. Identify cases that are or were the subject of LC § 1742 proceedings.

Project Name	Contractor	Nature of Violation	ODL Case #	Current Status
NA	NA	NA	NA	NA

L. Did you refer any contractor to the Labor Commissioner for debarment per LC § 1777.1?

☐ Yes ☒ No

If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral: _____

M. Did you refer any apprenticeship violation to the Division of Apprenticeship Standards (DAS)?

☐ Yes ☒ No

If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral: _____

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Enforcement Activities- Labor Code § 1771.5 Awarding Body: Lodi Unified School District

A. List project handled by LCP within the past 12 months

Project Name	Bid Advertisement Date (s)	Prime Contractor	Contract Amount
Lockeford Portable Project #1,2,4	April 3 rd , 10 th 2008	Diède Construction, Inc.	\$1,901,436
Total	1		\$1,901,436.00

B. Summary of all wages and penalties assessed and/or recovered.

Project Name	Affected Contractor	Amount Assessed	Amount Recovered	Approval of Forfeiture Requested from Labor Commissioner?	Description of Violation
Lockeford Elementary School Portable #1,2,4	Diède Construction, Inc.	\$8.21	\$8.21	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Underpayment of prevailing wage rate
Lockeford Elementary School Portable #1,2,4	GG Hust & Sons, Inc.	\$24.26	\$24.26	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Underpayment of prevailing wage rate
Lockeford Elementary School Portable #1,2,4	BR Acoustical	\$31.95	\$31.95	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Underpayment of prevailing wage rate
Total		\$64.42	\$64.42		

* If the column states pending, this means that the file is still under investigation and has the possibility of the request of forfeiture from the Labor Commissioner.

C. For any amount identified in item B for which approval of forfeiture not requested from the Labor Commissioner, Please explain below.

Project Name	Amount Assessed	Amount Recovered	Explanation
Lockeford Elementary Portable #1,2,4	\$8.21	\$8.21	Contractor voluntarily paid underpayment within time period specified
Lockeford Elementary Portable #1,2,4	\$24.26	\$24.26	Contractor voluntarily paid underpayment within time period specified
Lockeford Elementary Portable #1,2,4	\$31.95	\$31.95	Contractor voluntarily paid underpayment within time period specified

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Total		\$64.42	\$64.42	Contractor voluntarily paid underpayment within time period specified
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D. For any amount identified in Item B for which approval of forfeiture was requested from the Labor Commissioner, please provide the following:

Project Name	Amount Assessed				Amount Recovered					
	LC§1776(g)	LC§1775	LC§1813	Wages	Total	LC§1776(g)	LC§1775	LC§1813	Wages	Total
	LC§1776(g)	LC§1775	LC§1813	Wages	Total	LC§1776(g)	LC§1775	LC§1813	Wages	Total
NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA

E. Identify cases that are or were the subject of LC § 1742 proceedings.

Project Name	Contractor	Nature of Violation	ODL Case #	Current Status
NA	NA	NA	NA	NA

A. Did you refer any contractor to the Labor Commissioner for debarment per LC § 1777.1?

☐ Yes ☒ No

B. Did you refer any apprenticeship violation to the Division of Apprenticeship Standards (DAS)?

☒ Yes ☐ No

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Enforcement Activities- Labor Code § 1771.5 Awarding Body: Los Banos Unified School District

A. List project handled by LCP within the past 12 months

Project Name	Bid Advertisement Date (s)	Prime Contractor	Contract Amount
Pachecho High School	No Bid Ad Date Contract Date: 8-20-2008	F & H Construction, Inc.	\$60,000,000
Total			\$60,000,000

B. Summary of all wages and penalties assessed and/or recovered.

Project Name	Affected Contractor	Amount Assessed	Amount Recovered	Approval of Forfeiture Requested from Labor Commissioner?	Description of Violation
Pachecho High School	Applegate Johnston	\$10,843.58	\$10,843.58	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Underpayment of Travel Per Diem
Pachecho High School	GenCal Fire Systems	\$69.70	\$69.70	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Underpayment of prevailing wage rate
Pachecho High School	Superior Floors	\$441.78	\$441.78	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Underpayment of prevailing wage rate
Pachecho High School	F&H Construction, Inc.	\$684.96	\$684.96	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Underpayment of prevailing wage rate
Pachecho High School	Stockton Ceramic Tile	\$432.03	\$432.03	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Underpayment of prevailing wage rate
Total		\$12,472.05	\$12,472.05		

* If the column states pending, this means that the file is still under investigation and has the possibility of the request of forfeiture from the Labor Commissioner.

C. For any amount identified in item B for which approval of forfeiture not requested from the Labor Commissioner, Please explain below.

Project Name	Amount Assessed	Amount Recovered	Explanation
Pachecho High School- Applegate Johnson	\$10,756.33	\$10,756.33	Contractor voluntarily paid underpayment within time period specified

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Pachecho High School- Cencal Fire Systems	\$69.70	\$69.70	Contractor voluntarily paid underpayment within time period specified
Pachecho High School- Superior Floors	\$441.78	\$441.78	Contractor voluntarily paid underpayment within time period specified
Pachecho High School- F&H Construction, Inc.	\$684.96	\$684.96	Contractor voluntarily paid underpayment within time period specified
Pachecho High School- Stockton Ceramic Tile	\$432.03	\$432.03	Contractor voluntarily paid underpayment within time period specified
Total	\$12,384.80	\$12,384.80	

D. For any amount identified in Item B for which approval of forfeiture was requested from the Labor Commissioner, please provide the following:

Project Name	Amount Assessed					Amount Recovered				
	LC§1776(g)	LC§1775	LC§1813	Wages	Total	LC§1776(g)	LC§1775	LC§1813	Wages	Total
Pachecho High School- Applegate Johnston	Pending	Pending	Pending	Pending	Pending	Pending	Pending	Pending	Pending	Pending
NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA

C. Identify cases that are or were the subject of LC § 1742 proceedings.

Project Name	Contractor	Nature of Violation	ODL Case #	Current Status
NA	NA	NA	NA	NA

A. Did you refer any contractor to the Labor Commissioner for debarment per LC § 1777.1? ☒ Yes ☐ No

If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral: _____

B. Did you refer any apprenticeship violation to the Division of Apprenticeship Standards (DAS)? ☐ Yes ☒ No

If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral: _____

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Enforcement Activities- Labor Code § 1771.5 Awarding Body: Manteca Unified School District

A. List project handled by LCP within the past 12 months

Project Name	Bid Advertisement Date (s)	Prime Contractor	Contract Amount
Lathrop High School	No Bid Ad Date.	F&H Construction, Inc.	\$59,091,284
Completed project closeout only	Contract Date: June 13, 2006		
East Union Farm	No Bid Ad Date.	F&H Construction, Inc.	\$3,499,000
	Contract Date: February 16, 2010		
French Camp Gymnasium	No Bid Ad Date.	F&H Construction, Inc.	\$5,730,650
	Contract Date: January 2, 2010		
Total	3		\$68,320,934.00

B. Summary of all wages and penalties assessed and/or recovered.

Project Name	Affected Contractor	Amount Assessed	Amount Recovered	Approval of Forfeiture Requested from Labor Commissioner?	Description of Violation
Lathrop High School	Brand Scaffold	Pending upon investigation	Pending upon investigation	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Underpayment of prevailing wage rate
Lathrop High School	Capitol City Tile & Marble	Pending upon investigation	Pending upon investigation	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Underpayment of prevailing wage rate
Total	2	Pending	Pending		

* If the column states pending, this means that the file is still under investigation and has the possibility of the request of forfeiture from the Labor Commissioner.

C. For any amount identified in item B for which approval of forfeiture not requested from the Labor Commissioner, Please explain below.

Project Name	Amount Assessed	Amount Recovered	Explanation
Lathrop High School- Brand	Pending	Pending	Pending upon investigation

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Scaffold				
Lathrop High School- Capitol City	Pending	Pending	Pending upon investigation	
Total	Pending	Pending	Contractor voluntarily paid underpayment within time period specified	

D. For any amount identified in Item B for which approval of forfeiture was requested from the Labor Commissioner, please provide the following:

Project Name	Amount Assessed					Amount Recovered				
	LC§1776(g)	LC§1775	LC§181 ₃	Wages	Total	LC§1776(g)	LC§1775	LC§1813	Wages	Total
NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA

E. Identify cases that are or were the subject of LC § 1742 proceedings.

Project Name	Contractor	Nature of Violation	ODL Case #	Current Status
NA	NA	NA	NA	NA

D. Did you refer any contractor to the Labor Commissioner for debarment per LC § 1777.1?

☐ Yes ☒ No

E. Did you refer any apprenticeship violation to the Division of Apprenticeship Standards (DAS)?

☐ Yes ☒ No

Enforcement Activities- Labor Code § 1771.5
Awarding Body: Oakdale Joint Unified School District

Project Name	Bid Advertisement Date (s)	Prime Contractor	Contract Amount
Oakdale Junior High Aquatic Center	November 13, 20 2009	Multi-Prime	\$2,964,500
Total	1		\$2,964,500

Project Name	Affected Contractor	Amount Assessed	Amount Recovered	Approval of Forfeiture Requested from Labor Commissioner?	Description of Violation
Oakdale Jr. High Aquatic Center	Advanced Masonry	\$361.51	\$361.51	NO	Contractor Missed Predetermined Increase
Total	1	\$361.51	\$361.51		

Project Name	Amount Assessed	Amount Recovered	Explanation
Oakdale Jr. High Aquatic Center	Advanced Masonry	\$361.51	Contractor voluntarily paid underpayment within time period specified
Total	1	\$361.51	

[illegible]

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NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
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C. Identify cases that are or were the subject of LC § 1742 proceedings.

Project Name	Contractor	Nature of Violation	ODL Case #	Current Status
NA	NA	NA	NA	NA

A. Did you refer any contractor to the Labor Commissioner for debarment per LC § 1777.1?

☐ Yes ☒ No

If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral: _____

D. Did you refer any apprenticeship violation to the Division of Apprenticeship Standards (DAS)?

☒ Yes ☐ No

If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral: _____

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6. Attached, is the certificate of compliance with the conflict of interest disclosure requirements per 2 CCR § 18701 along with the names of LCP personnel who are filing disclosures statements and the agencies with which those statements are being filed. **See attached certificate of compliance.**
7. Updated information per 8 CCR § 16426(a)(2), (3) and (5) disclosure requirement.
- A. Identify the geographical areas in which the program intends to operate and the identity of any public agencies not previously identified in this report with which the program intends to contract to provide labor compliance enforcement.

Kurey & Associates will operate and enforce a Labor Compliance Program in the Central Valley area of California. We intend to contract with the City of Lathrop, Farmington Water Company, and the Keyes Community Water District in Fall 2010.

- B. State whether the entity shares personnel, management, ownership or other close affiliation with any of the following: (1) any contractor within the preceding five years has been awarded a public works contract within the geographical area in which the program operates or intends to operate or with any public agency with which the program has contracted or intends to contract to provide labor compliance enforcement; (2) any person or entity who has been the surety on such a contract; (3) any joint labor-management committee established pursuant to the Federal Labor Management Cooperation Act of 1978 (section 175a of Title 29 of the United States Code); or (4) any person or entity who has represented workers employed in the same or similar classifications as those employed for such a contract and who has been engaged in (i) an organizational campaign under the National Labor Relations Act with contractors competing for such contracts or (ii) a jurisdictional dispute with another collective bargaining representative or workers utilized for such contracts.

For each affiliation, please provide the name, address, telephone number, and principal contact person for the person or entity; please identify shared personnel, management, and ownership; and is applicable, please provide a short description of the nature and extent of any other close affiliation:

Kurey & Associates has not had any affiliation with any contractor or subcontractor or any campaign within the geographical area of the requested Labor Compliance Program.

C. LCP Legal Support:

**The Law Office of Larry Kay
7801 Folsom Boulevard Suite 350
Sacramento, CA 94826
(916) 381-7868 Fax: (916) 381-7880**

KUREY ASSOCIATES

Labor Compliance Management

August 31, 2010

CERTIFICATE OF COMPLIANCE 2 CCR 18701

I, Kate Kurey, owner of Kurey & Associates, a Department of Industrial Relations approved Labor Compliance Program, certify that I have fulfilled all conflict of interest disclosure requirements per 2CCR and have filed with the following agencies:

Brentwood Union School District
Byron Union School District
Chowchilla Elementary School District
Denair Unified School District
Gerber Union School District
Keyes Union School District
Linden Unified School District
Lodi Unified School District
Los Banos Unified School District
Manteca Unified School District
Oakdale Joint Unified School District

I certify under penalty or perjury under the laws of the State of California that the foregoing is true and correct.

Date Signed 8/31/10

Signature 